

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE DISTRICT OF SOUTH CAROLINA
GREENVILLE DIVISION

Harvey B. Breland and
Marshall Breece Breland,

Plaintiffs,

vs.

USAA Casualty Insurance Company,

Defendant.

Civil Action No. 6:04-1529-HFF-WMC

ORDER

Pending before the court is the plaintiffs' motion to compel certain claims file documents pursuant to Rule 37(a)(2)(B) & (3). The defendant has objected to producing the documents because it alleges they are protected by either the work product doctrine and/or the attorney-client privilege. The defendant submitted a privilege log to the plaintiffs and the court.

The court heard oral arguments on this motion on May 24, 2005. At the hearing, the court ordered the defendant to deliver a copy of the documents identified in the present motion for an *in camera* examination in conjunction with the court's consideration of the motion, and the defendant has done so.

Now, therefore, after an *in camera* review of the submitted documentation,

IT IS ORDERED that the plaintiff's motion to compel is denied.

IT IS SO ORDERED.

s/William M. Catoe
United States Magistrate Judge

June 1, 2005

Greenville, South Carolina